



NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

Applicant(s): David H. Farb and Shelley J. Russek

Serial No.: 08/896,802

Filing Date: July 18, 1997

Title: AN IMPROVED METHOD FOR DETECTING NUCLEIC ACID

Examiner: J. Fredman

Group Art Unit: 1634

AF/GAU 1634/b
#12
B. Webb
7/15/99

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JUL - 7 1999
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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with
the United States Postal Service as First Class Mail in an envelope
addressed to Honorable Commissioner of Patents and Trademarks,
Washington, D.C. 20231 on 7/11/99
KEVIN M. FAHRELL, P.C.

Sammy Wright 7/11/99

07/07/1999 AMOHAMME 00000063 08896802

01 FC:219
02 FC:216

150.00
190.00

The Honorable Commissioner of
Patents and Trademarks
Box AF
Washington, D.C. 20231

Sir:

Applicant hereby appeals to the Board of Appeals from the
decision dated February 1, 1999 of the Primary Examiner finally
rejecting claims 1-11 and 15-18. The item(s) checked below are
appropriate:

1. An extension of time to respond to the Final
Rejection was obtained on for month(s)
with payment of a \$ fee.
 - a. applicant hereby petitions for an additional
month extension of time to respond to the Final
Rejection. The extension fee in the amount of
\$ is enclosed in payment thereof.

2. X Applicant hereby petitions the Commissioner of Patents and Trademarks to extend the time for filing a Response to the Office Action dated February 1, 1999 for two (2) months from May 1, 1999 to July 1, 1999. The extension fee in the amount of \$190.00 is enclosed.
3. An Oral Hearing before the Board of Appeals is respectfully requested. The Hearing fee in the amount of \$ is enclosed in payment thereof.
4. X The Appeal fee in the amount of \$150.00 is enclosed.
5. X A check in the total amount of \$340.00 is enclosed to cover the above fees. Please charge Attorney's Deposit Account No. 06-0130 for any additional amounts which may be due in this matter.
6. Authorization to charge Attorney's Deposit Account No. 06-0130 in the amount of \$ to cover the above fees. Please charge Attorney's Deposit Account No. 06-0130 for any additional amounts which may be due in this matter. One additional copy of this Notice of Appeal is enclosed for that purpose.

Any extensions of time which are required to maintain this application in a pending status are hereby requested. The Commissioner is hereby authorized to charge such extension fees to Deposit Account No. 06-0130.

Respectfully submitted,



Kevin M. Farrell
Attorney for Applicants
Registration No. 35,505
Telephone: (207) 363-0558

York Harbor, ME
Dated: 7/1/99